

01-22-01

CPA/3754

<b>CONTINUED PROSECUTION APPLICATION (CPA)</b> <b>REQUEST TRANSMITTAL (Small Entity)</b> Submit an original, and a duplicate for processing. (Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))		Docket No. 4164 P
<input type="checkbox"/> <b>DUPLICATE</b> (Check box if applicable)		

Patent Named Inventor	Examiner	Group/Art Unit
Robison	Keasel, E.	3754

Address to:  
 Assistant Commissioner for Patents  
 Box CPA  
 Washington, D.C. 20231

This is a request for filing a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/253,793 filed on 02/22/99 and entitled:

**BANDED VALVE PLUG HEAD**

- ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
- ☒ A preliminary amendment is enclosed.
- ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

- ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

- ☐ A new power of attorney or authorization of agent is enclosed.

- ☒ Small Entity Status:

- ☐ A small entity statement is enclosed.
- ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.

- ☒ The fee for this application is calculated as follows:

### CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	7	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	1	- 3 =	0	x 40	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
01/24/2001 MKORONA 00000079 09253793 BASIC FEE					\$355.00
01 FC:231 355.00 OP TOTAL FILING FEE					\$355.00

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**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**

7. ☐ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No.

- ☐ fees required under 37 C.F.R. 1.16.
- ☐ fees required under 37 C.F.R. 1.17.
- ☐ fees required under 37 C.F.R. 1.18.

8. ☒ A check in the amount of \$355.00 is enclosed.

9. ☐ An Information Disclosure Statement (IDS) is enclosed:

- a. ☐ PTO-1449
- b. ☐ Copies of IDS Citations

10. ☒ Also enclosed:

*A preliminary amendment.*

11. ☐ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**

**NOTES**

**Submit an original, and a duplicate for fee processing.**

**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated:

19 January 2001

  
Signature

Lloyd W. Sadler

Typed or printed name

40,154

Registration Number (if applicable)

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTORS:

Jeffrey C. Robison  
Stephen R. Chipman  
Craig C. Smith

ASSIGNEE:

Caldera Engineering, LC

TITLE:

BANDED VALVE PLUG HEAD

SERIAL NUMBER:

09/253,793

DATE FILED:

February 22, 1999

GAU:

3754

ATTORNEY DOCKET:

4164 P

Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231

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**FEE CALCULATION SHEET**

Honorable Assistant Commissioner:

The fees for the accompanying CPA Application and Extension of Time within the third month are calculated as follows:

Basic Filing Fee (small entity) .....	\$355.00
Independent Claims in Excess of Three (0 at 40.00 each) .....	\$ 0.00
Claims in Excess of Twenty ( 0 at 9.00 each) .....	\$ 0.00
<u>Extension of Time (small entity) .....</u>	<u>\$445.00</u>
Total .....	\$800.00

Checks for \$355.00 and \$445.00 are enclosed.

Respectfully submitted this 19<sup>th</sup> day of January, 2001.

Lloyd W. Sadler  
Reg. No. 40,154  
MCCARTHY & SADLER, LC  
39 Exchange Place, Suite 100  
Salt Lake City, Utah 84111  
Telephone: (801) 323-9399  
Facsimile: (801) 323-9396



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTORS: Jeffrey C. Robison  
Stephen R. Chipman  
Craig C. Smith

ASSIGNEE: Caldera Engineering, LC

TITLE: BANDED VALVE PLUG HEAD

SERIAL NUMBER: 09/253,793

DATE FILED: February 22, 1999

GAU: 3754

ATTORNEY DOCKET: 4164 P

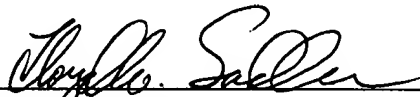
Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231

**COVER LETTER**

Honorable Assistant Commissioner:

Enclosed herewith please find the following documents comprising: (1) a Continued Prosecution Application (CPA) and fee; (2) a duplicate Continued Prosecution Application (CPA); (3) a Petition for Extension of Time and fee; (4) a Preliminary Amendment; and (5) a return receipt postcard.

Respectfully submitted this 19<sup>th</sup> day of January, 2001.

  
\_\_\_\_\_  
Lloyd W. Sadler  
Reg. No. 40,154  
MCCARTHY & SADLER, LC  
39 Exchange Place, Suite 100  
Salt Lake City, Utah 84111  
Telephone: (801) 323-9399  
Facsimile: (801) 323-9396

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTORS:

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**CERTIFICATE OF MAILING**

Honorable Assistant Commissioner:

I hereby certify that the attached paper of fee (Continued Prosecution Application and Fee, Petition for Extension of Time and Fee, and Preliminary Amendment) is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee," Express Mail Mailing Label Number EF064172618US, (under 37 C.F.R. § 1.10) on this 19<sup>th</sup> day of January, 2001 with sufficient postage and in an envelope addressed to the Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

Signature of registered practitioner or other person  
having a reasonable basis to expect mailing to occur  
on the date of deposit shown pursuant to 37 C.F.R.  
§ 1.8(a) or person actually making deposit pursuant  
to 37 C.F.R. § 1.10(b).

Lloyd W. Sadler, Reg. No. 40,154

Name of person whose signature is given above